

1:18CV171-GHD-RP

UNITED STATES DISTRICT COURT
for the
5th Circuit of The Northern Mississippi

COMPLAINT AND REQUEST FOR INJUNCTION

I. The Parties to This Complaint

A. The Plaintiff - Zorri N. Rush
6912 Mount Vernon Rd
Eupora / Webster
MS 39744
662 753 1249
zorrirush@hotmail.com

B. The Defendants -

1. Webster County Department of Human Services
SNAP DIVISION
319 E Gould Ave / PO Drawer E
Eupora / Webster
MS 39744
662-258-4771
dfo.webstercounty@mdhs.ms.gov
2. Annie Patterson
SNAP DIRECTOR
319 E Gould Ave / PO Drawer E
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3. Ann Hitt
SNAP CASE WORKER
319 E Gould Ave / PO Drawer E
Eupora / Webster
MS 39744
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dfo.webstercounty@mdhs.ms.gov

4. Mississippi Regional Housing Authority IV
SECTION 8 DIVISION
PO Box 1051
Columbus / Lowndes
MS 39703-1051
662-327-0136
arobinson@mrh4.com

5. Gwendolyn King
SECTION 8 DIRECTOR
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6. Brian Powers
OFFICE DIRECTOR
PO Box 1051
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662-327-0136
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II. Jurisdiction

A. Federal Question

5 USC Ch. 15: Political Activity of Certain State and Local officials 42 U.S. C. 12131–12134), as amended by the ADA Amendments Act of 2008 (ADA Amendments Act) (Public Law 110–325, 122 Stat. 3553 (2008)),

B. The Amount in Controversy

Actual damages can not be assessed until verification of the evidence used in determination of benefits and service amounts.

III. Statement of Claim

The local offices use a policy adopted by the state for "able bodied workers" or "non-visible disability" in violation of federal law against discrimination based on disability. This policy egregiously reduces the amount of benefits available to applicants. Internal management and policy do not permit access to information necessary to to determine the extent of harm caused by misrepresenting reports..

IV. Irreparable Injury

Political involvement in service programs is immeasurable monetarily. Inter-agency information sharing require data entry to be reported correctly. The extenuating circumstances created by this policy are irreparable.

V. Relief

Liability is established under title II of the ADA only when an individual proves that a public entity discriminated on the basis of disability within the meaning of title II of the ADA, 42 U.S.C. 12131–12134

The maximum allowed amounts of compensatory and punitive damages are being sought in relief.

The FOIA provides that when processing requests, agencies should withhold information only if they reasonably foresee that disclosure would harm an interest protected by an exemption, or if disclosure is prohibited by law. The Freedom of Information Act, 5 U.S.C. § 552

VI. Injunction

Court is asked to order the Mississippi Department of Humans services to provide a document that details claims made by case worker; and respectively order Mississippi Regional Housing Authority IV to re issue housing voucher or honor the previous voucher. Additional time provided as a reasonable accommodation for a disabled vulnerable adult will ensure relocating for access to medical treatment while fleeing domestic violence is achievable for participants.

VII. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: the 20th day of August 2018

Signature of Plaintiff _____

Printed Name of Plaintiff Zorri N. Rush

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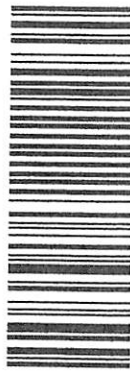


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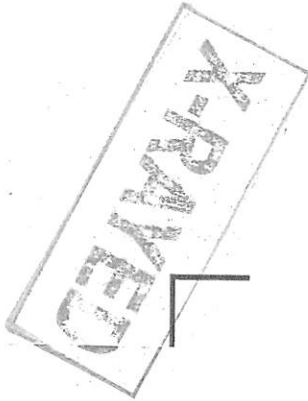
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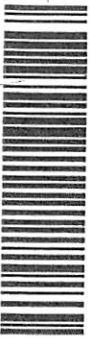
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